

# EXHIBIT 32

1                   UNITED STATES DISTRICT COURT  
2                   FOR THE SOUTHERN DISTRICT OF NEW YORK  
3  
4                   GOVERNMENT OF THE UNITED         )  
5                   STATES VIRGIN ISLANDS            )  
6                   )  
7                   Plaintiff,                         )  
8                   )  
9                   vs.                                 ) 1:22-cv-10904-JSR  
10                  )  
11                  JPMORGAN CHASE BANK, N.A.,      )  
12                  )  
13                  Defendant/Third-                 )  
14                  Party Plaintiff.                 )  
15                  )  
16                  JPMORGAN CHASE BANK, N.A.        )  
17                  )  
18                  Third-Party                         )  
19                  Plaintiff,                         )  
20                  )  
21                  vs.                                 )  
22                  )  
23                  JAMES EDWARD STALEY,             )  
24                  )  
25                  Third-Party                         )  
26                  Defendant.                         )

15                   FRIDAY, APRIL 7, 2023

16                   CONFIDENTIAL - ATTORNEYS' EYES ONLY

17                   - - -

18                   Videotaped deposition of Mary  
19                   Casey, held at the offices of Boies Schiller  
20                  & Flexner, 100 SE 2nd Street, Suite 2800,  
21                  Miami, Florida, commencing at 9:23 a.m.  
22                  Eastern, on the above date, before Carrie A.  
23                  Campbell, Registered Diplomate Reporter,  
24                  Certified Realtime Reporter, Illinois,  
25                  California & Texas Certified Shorthand  
                    Reporter, Missouri, Kansas, Louisiana & New  
                    Jersey Certified Court Reporter.

23                   - - -

24                   GOLKOW LITIGATION SERVICES  
25                   877.370.DEPS  
                    deps@golkow.com

1 includes understanding source of wealth,  
2 understanding activities within an account,  
3 and ensuring that it's in keeping with your  
4 understanding of the client.

5 Q. And ensuring that it's in  
6 keeping with your understanding of the  
7 client's line of business or businesses,  
8 correct?

9 MR. BUTTS: Objection.

10 You may answer.

11 THE WITNESS: That is correct.

12 QUESTIONS BY MS. LIU:

13 Q. And as part of due diligence,  
14 you reviewed news reports or news  
15 publications that come out with respect to  
16 the client or the client's businesses,  
17 correct?

18 A. They would be included within  
19 the due diligence review, yes.

20 Q. And you also review any civil  
21 or any other form of lawsuits that may be  
22 filed by or against the client, correct?

23 A. They are included within the  
24 due diligence review, yes.

25 Q. How many Jane Doe victim

1 grappling with how Jeffrey should be covered  
2 in PB."

3 And PB is private bank,  
4 correct?

5 A. That is correct.

6 Q. "My product partners and I have  
7 expressed a reluctance to proactively cover  
8 him, as every transaction becomes  
9 problematic."

10 Do you see that?

11 A. I do.

12 Q. And you wrote that on August 7,  
13 2006, correct?

14 A. That is correct.

15 Q. "My sense is that it should  
16 evolve into a banking and client service-only  
17 relationship."

18 Do you see that?

19 A. I do.

20 Q. "Would you agree."

21 Do you see that?

22 A. I do.

23 Q. And again, you wrote those  
24 words to Jes Staley and Mary Erdoes on  
25 August 7, 2006, correct?

1 A. That is correct.

2 Q. And Jes Staley responds to you  
3 and Ms. Erdoes, and he says, "I agree with  
4 your second point."

5 Do you see that?

6 A. I do.

7 Q. And your second point was "to  
8 evolve it into a banking and client  
9 service-only relationship," correct?

10 A. That is correct.

11 Q. Does this refresh your  
12 recollection at all about having a discussion  
13 by phone with Mr. Staley?

14 A. I spoke to Mr. Staley on the  
15 phone. I can't tell you exactly when.

16 Q. Do you recall what you and  
17 Mr. Staley discussed on that phone call?

18 A. For this particular phone  
19 call --

20 Q. Yes.

21 A. -- that is referenced in point  
22 2, we were discussing the challenges of  
23 covering Jeffrey because he was a difficult  
24 investment client.

25 Q. So it had nothing to do with

1 the Palm Beach Post news article related to  
2 his indictment for child sex offenses that  
3 you forwarded to Mr. Staley approximately a  
4 week and a half earlier and asked him to give  
5 you a ring?

6 A. This particular phone call  
7 cited in this e-mail, we are discussing an  
8 investment-related concern. We had...

9 Q. So your reluctance -- your  
10 testimony here today under penalty of  
11 perjury, Ms. Casey --

12 A. Yes.

13 Q. -- your reluctance "to  
14 proactively cover him, as every transaction  
15 becomes problematic," had nothing to do with  
16 the news reports related to the child sex  
17 offenses?

18 A. This particular -- this  
19 particular e-mail and that particular  
20 conversation referenced here relates to the  
21 challenges of Mr. Epstein as being a very  
22 difficult client from an investment point of  
23 view.

24 We had separate conversations  
25 with respect to the reputational risk of

1 Mr. Epstein.

2 Q. And what were those separate  
3 conversations?

4 A. We have a process for  
5 escalation of reputational risk issues, and  
6 in the course of that process, we had  
7 meetings related to that.

8 Q. And who were your product  
9 partners who also expressed a reluctance to  
10 proactively cover him?

11 A. At this point in time, I  
12 believe my investment partner was Phil  
13 Schlakman.

14 And it also relates -- if you  
15 look at the paragraph 1, we had a portfolio  
16 manager also involved on that relationship  
17 and, again, not getting paid for the fees for  
18 the account.

19 Q. And your reluctance to  
20 proactively cover Jeffrey Epstein, your  
21 testimony is that that had -- your reluctance  
22 had nothing to do with the reports related to  
23 Jeffrey Epstein being indicted for child sex  
24 offenses?

25 MR. BUTTS: Objection.

1       QUESTIONS BY MS. LIU:

2           Q.       And so even the head of global  
3 credit, I think you said, is concerned. The  
4 credit team.

5                   Are you aware whether or not

6 Mary Erdoes was concerned at that time?

7                   MR. BUTTS: Objection to form.

8                   Is the question, are you aware

9                   Mary Erdoes was concerned?

10                  MS. LIU: Yes.

11                  THE WITNESS: I don't know.

12       QUESTIONS BY MS. LIU:

13           Q.       Okay. So you see that's  
14 10/25/07, right?

15           A.       Correct.

16                  (Casey Exhibit 23 marked for  
17 identification.)

18       QUESTIONS BY MS. LIU:

19           Q.       Okay. I'm about to show you an  
20 e-mail chain on the same date and the next  
21 day. And we'll mark that as Exhibit 23.

22                  So you'll see the top e-mail,  
23 the next day, 10/26, Mary Casey to  
24 Christopher French, 10/26/07, re: Jeffrey  
25 Epstein new line of credit.

1 Do you see that?

2 A. I do.

3 Q. Okay. So if you go down to the  
4 very bottom, you'll see similar e-mails about  
5 the Rich Kahn requests on the letter of  
6 credit, and it gets forwarded up. You've  
7 asked -- it shows you the e-mail where you're  
8 asking Steve Sonnick and Mary Erdoes for  
9 their guidance at approximately the middle of  
10 the page 2.

11 A. Uh-huh.

12 Q. And then you forward -- or you  
13 write to Chris French on 10/25/07, 7 p.m. --  
14 or he writes to you, I'm sorry, "Mary, we are  
15 moving forward on this," meaning the letter  
16 of credit.

17                   Correct?

18 A. Uh-huh.

19 Q. Okay. "Not sure if you knew  
20 this, but we do still have an existing 1  
21 million LC that we issued a few years ago" --  
22 so this is a few years ago from 2007 -- "that  
23 is secured by the Tween stock, formerly TOO.  
24 That was the LC supporting the modeling  
25 agency's loan to Mellon."

1 MS. LIU: You can ask her  
2 whatever you want on redirect,  
3 Mr. Butts. I would ask you,  
4 especially because you're the one  
5 complaining about time, to not make  
6 inappropriate speaking objections.

7 Thank you very much.

8 MR. BUTTS: I haven't  
9 complained a bit.

10 QUESTIONS BY MS. LIU:

11 Q. Ms. Casey, you knew that since  
12 2005, two years before this news article  
13 comes out, that JPMorgan was extending a  
14 letter of credit to the tune of a million  
15 dollars to backstop a loan that Mellon Bank  
16 was making to MC2 modeling agency, correct?

17 MR. BUTTS: Objection. Form.

18 THE WITNESS: Correct.

19 QUESTIONS BY MS. LIU:

20 Q. Thank you.

21 A. And Jeffrey was a guarantor --  
22 was -- the letter of credit was Jeffrey's  
23 credit, if you will, creditworthiness.

24 Q. If we could go back to 23.

25 You write back to Christopher

1 French, "I did know," on the first page,  
2 "that we had that existing LOC," or letter of  
3 credit.

5 A. Correct.

6 Q. And then Christopher French  
7 writes you, and he says, "I spoke to Mary and  
8 Sonnick."

9                           And "Mary" is Mary Erdoes,  
10      correct?

11 A. I suspect that's true, yes.

12 Yes.

13 Q. "Mary wants us to move forward  
14 based on our earlier decision to continue  
15 doing business with Jeffrey Epstein."

16 Do you see that?

17 A. I do.

18 Q. "Not a big deal with Catherine.  
19 She just wasn't aware of the existing letter  
20 of credit."

21                   Correct?

22 A. Correct.

23 Q. And your response is, "Thank  
24 you. I am relieved to hear, exclamation  
25 mark."

1                           Correct?

2                           A.         Correct.

3                           Q.         And this is in 2007 when you  
4     yourself want to transition off the  
5     relationship with Jeffrey Epstein because he  
6     has been indicted, and you believe he may be  
7     convicted for child sex offenses, correct?

8                           MR. BUTTS: Objection.

9                           Mischaracterizes.

10                          THE WITNESS: Yeah, that was  
11     not what my e-mail says.

12                          "I am relieved to hear" refers  
13     to the fact that I was concerned that  
14     Catherine was surprised. Catherine  
15     was the head of the private bank. I  
16     didn't want to be doing anything out  
17     of lockstep with her.

18                          He says, "not a big deal." I  
19     say, "I am relieved to hear."

20     QUESTIONS BY MS. LIU:

21                          Q.         So Catherine Keating is now  
22     informed the letter of credit with the  
23     modeling agency --

24                          A.         The letter of credit is with  
25     Mellon Bank.

1 Q. With Mellon Bank to backstop  
2 the loan to the modeling agency?

3 A. Mellon Bank's loan to the  
4 modeling agency, yes.

5 Q. And you were aware -- and you  
6 said you were already aware, correct?

7 MR. BUTTS: Of what?

8 THE WITNESS: Of what?

9 Correct.

10 QUESTIONS BY MS. LIU:

11 Q. The letter of credit to Mellon  
12 Bank to backstop the loan with the MC2 --

13 A. Yes.

14 Q. -- modeling agency.

15 A. Yes, I said that I was aware,  
16 correct.

17 Q. So we have Catherine Keating is  
18 aware, Mary Casey is aware, Christopher  
19 French was aware.

20 He was the one reminding you,  
21 correct?

22 A. Correct.

23 Q. Presumably Mary Erdoes is  
24 aware, and Mr. Sonnick is aware, correct?

25 A. -- well, I don't know what

1       they were aware of, but, anyway -- maybe. I  
2       don't want to misspeak. I can read the  
3       e-mails to see if they're actually aware of  
4       the specific letter of credit.

5           Q.       Well, if we were closely  
6       monitoring Jeffrey Epstein at this time, all  
7       of these persons who had been involved in the  
8       rapid response meeting in 2006, you would  
9       agree with me, should have been aware of his  
10      credit exposure, correct?

11          A.       That we --

12           MR. BUTTS: Objection to form  
13       and argumentative.

14           You may answer.

15           THE WITNESS: A client's credit  
16       exposure is part of the overall  
17       relationship, so one can assume we are  
18       aware that we have credit outstanding  
19       to him. Not the --

20    QUESTIONS BY MS. LIU:

21          Q.       Including the million dollar  
22       letter of credit to Mellon Bank to backstop  
23       the loan to MC2 modeling agency, correct?

24          A.       Not correct to that level of  
25       detail. That is an extraordinary level of

1 written here.

## 2 QUESTIONS BY MS. LIU:

3 Q. Right?

4 A. Yes.

5 Q. Okay. The next page contains  
6 an article, a news article, correct?

7 A. Correct.

8 Q. And the next pages also contain  
9 additional news articles. correct?

10 A. Correct.

11 Q. Or at least one additional news  
12 article

18                   A.         It's relative -- relevant to  
19       the client, I presume, yes.

20 Q. Okay. Then you get to a  
21 relationship list.

22 Do you see that?

23 A Hold on

24 Yes

25            0.        Okay. And it goes on for a few

1        pages, right? One, two, three, four. And at  
2        the very end it says, "PCM market value,  
3        121,571,000," correct?

4                  A.        Correct.

5                  Q.        So you'll recall in 2006 when  
6        you had listed the amount in his accounts, it  
7        was 32 million.

8                          Do you recall that?

9                  A.        I do.

10                 Q.        And now following the  
11        indictment and a few weeks after his  
12        conviction, his accounts have grown to  
13        \$121 million, correct?

14                 A.        Of all these accounts here  
15        combined, yes. Some of them are not his,  
16        but, yes.

17                 Q.        These are Jeffrey Epstein  
18        relationship list, party name, Jeffrey  
19        Epstein, correct?

20                 A.        Correct.

21                 Q.        And if you look at -- on the  
22        first page, Financial Trust Company, that is  
23        Jeffrey Epstein's account, correct?

24                 A.        Financial Trust Company is,  
25        yes.

1 Q. And that account contains 112  
2 million of the \$121 million?

3 A. Correct.

4 Q. And I will represent to you I  
5 counted how many accounts are included on  
6 this relationship list, and it's 72.

7 That seems about right,  
8 correct?

9 A. Of open accounts?

10 Q. No, of all accounts listed on  
11 here.

12 A. Oh, whether they were opened in  
13 the past and closed?

14 Q. Yes.

15 A. Could be.

16 Q. You have no reason to disagree  
17 that you're not seeing approximately 72  
18 accounts listed here?

19 A. I mean, eyeballing it, that  
20 sounds right.

21 Q. Okay. And you asked me my next  
22 question, which is a number of the accounts  
23 are inactive, correct?

24 A. A number of them are marked  
25 closed, yes.